

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Massachusetts

District of

Musket Research Associates, Inc.

V.

Ovion, Inc., William S. Tremulis,
and Jeffrey P. Callister

SUMMONS IN A CIVIL ACTION

05 10416 MEL

CASE NUMBER:

TO: (Name and address of Defendant)

Jeffrey P. Callister
Ovion, Inc.
1900 O'Farrell St. #210
San Mateo, CA 94403

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Eric J. Marandett, Esq.
Lisa M. Gaulin, Esq.
Choate, Hall & Stewart
53 State Street
Boston, MA 02109
(617) 248-5000

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an answer to the complaint which is served on you with this summons, within _____ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

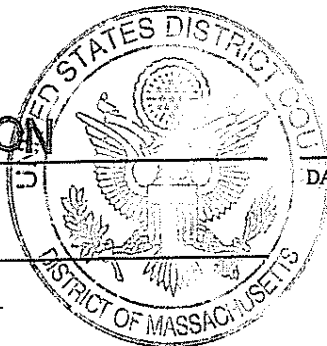
SARAH A. THORNTON

MAR - 7 2005

CLERK

DATE

(By) DEPUTY CLERK



AO 440 (Rev. 10/93) Summons in a Civil Action (Reverse)

RETURN OF SERVICE

Service of the Summons and Complaint was made by me

DATE March 09, 2005

NAME OF SERVER
(PRINT)

J. SHAUN O'BRYAN

TITLE

PROCESS SERVER

Check one box below to indicate appropriate method of service☒ Served personally upon the defendant. Place where served:JOSEPH CHU, AGENT FOR SERVICE OF PROCESS, WILSON, SONSINI, ET AL.,
650 PAGE MILL ROAD, PALO ALTO, CA 94304

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL \$0.00

SERVICES \$0.00

TOTAL \$0.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on March 09, 2005

Date

Signature of Server

FreeWheelin' Attorney Service
41 Sutter Street, Suite 1777
San Francisco, CA 94104

Address of Server